IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

WP(C).No. 25992 of 2007(T)

PETITIONER:

JAYASREE,ANIZHAM HOUSE, MANGARAM,
PANDALOM.

BY ADV. SRI.V.K.SUNIL

RESPONDENTS:

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1. THE ENVIRONMENTAL ENGINEER, POLLUTION CONTROL BOARD, DISTRICT OFFICE, PATHANAMTHITTA.

2. THE PANDALOM VILLAGE PANCHAYATH, REPRESENTED BY ITS SECRETARY, PANDALOM.

3. ANIL KUMAR, NARAYANI NIVAS, MANGARAM, PANDALOM.

R1 BY ADV. SMT.K.K.THULASY BHAI,SC,POLLUTION C.BOA
ADV.MR.M.K.CHANDRAMOHAN DAS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX(WPC 25992/07)

PETITIONER'S EXTS.:

EXT.P1: TRUE COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 1.7.2007.

EXT.P2: TRUE COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT DATED 20.7.2007.

EXT.P3: TRUE COPY OF THE LETTER DATED 20.7.2007 ISSUED BY THE 1ST RESPONDENT.

EXT.P4: TRUE COPY OF THE COMPLAINT DATED 1.8.07 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

PIUS C. KURIAKOSE,J.

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W.P.(C) No.25992 of 2007

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Dated: 5th September, 2007

JUDGMENT

The grievance of the petitioner is that the third respondent is conducting hollow bricks manufacturing unit using concrete mixer and hydraulic pressing machine without statutory licenses from the 2nd respondent-Panchayat and consent from the Pollution Control Board. According to the petitioner, on a complaint submitted by her the Panchayat issued a stop memo to the third respondent. But on account of the political influence of the third respondent, the Panchayat is not prepared to take effective steps for implementing the stop memo. I do not propose to decide the merits of the matter. Ext.P1 petition has been submitted by the petitioner before the Secretary of the Panchayat. The Secretary of the Panchayat will take up Ext.P1, issue notice to the third respondent, conduct enquiry into the question whether the third respondent is having statutory licenses and permits for the conduct of the hollow bricks manufacturing unit and take a proper decision on Ext.P1 at the earliest and at any rate within two months of receiving copy of this judgment.

The Writ Petition is disposed of as above. No costs.

srd **PIUS C.KURIAKOSE, JUDGE**